

1 AN ACT concerning local government.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Municipal Code is amended by
5 changing the heading of Division 150 of Article 11 and Section
6 11-150-2 as follows:

7 (65 ILCS 5/Art. 11 Div. 150 heading)

8 DIVISION 150. WATERWORKS AND SEWERAGE

9 CHARGES AND BILLING ~~CONNECTION CHARGE~~

10 (65 ILCS 5/11-150-2)

11 Sec. 11-150-2. Billing for services.

12 (a) On or after August 18, 2017 (the effective date of
13 Public Act 100-178) ~~this amendatory Act of the 100th General~~
14 ~~Assembly,~~ the corporate authorities of any municipality
15 operating a waterworks or combined waterworks and sewerage
16 system:

17 (1) shall bill for any utility service, including
18 previously unbilled service: (A) within 12 months after
19 the provision of that service to the customer if the
20 service is supplied to a residential customer; or (B)
21 within 24 months after the provision of that service to
22 that customer if the service is supplied to a

1 non-residential customer; however, the corporate
2 authorities of a municipality may bill for unpaid amounts
3 that were billed to a customer or if the customer was
4 notified that there is an unpaid amount before the
5 effective date of this amendatory Act of the 100th General
6 Assembly for service that was supplied to the customer
7 before January 1, 2016;

8 (2) shall not intentionally delay billing beyond the
9 normal billing cycle;

10 (3) shall label any amount attributed to previously
11 unbilled service as such on the customer's bill and
12 include the beginning and ending dates for the period
13 during which the previously unbilled amount accrued;

14 (4) shall issue the makeup billing amount calculated
15 on a prorated basis to reflect the varying rates for
16 previously unbilled service accrued over a period of time
17 when the rates for service have varied; and

18 (5) shall provide the customer with the option of a
19 payment arrangement to retire the makeup bill for
20 previously unbilled service by periodic payments, without
21 interest or late fees, over a time equal to the amount of
22 time the billing was delayed.

23 (b) The time limit of paragraph (1) of subsection (a)
24 shall not apply to previously unbilled service attributed to
25 tampering, theft of service, fraud, or the customer preventing
26 the utility's recorded efforts to obtain an accurate reading

1 of the meter.

2 (c) On and after January 1, 2022, a home rule municipality
3 operating a waterworks or combined waterworks and sewerage
4 system may not bill customers in a manner inconsistent with
5 this Section. This Section is a limitation under subsection
6 (i) of Section 6 of Article VII of the Illinois Constitution on
7 the concurrent exercise by home rule units of powers and
8 functions exercised by the State.

9 (Source: P.A. 100-178, eff. 8-18-17.)

10 Section 99. Effective date. This Act takes effect January
11 1, 2022.